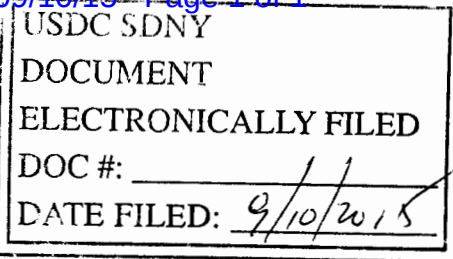


**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X

IN RE FAIRWAY GROUP HOLDINGS CORP.
SECURITIES LITIGATION

14 **CIVIL** 0950 (LAK) (AJP)



JUDGMENT

-----X

Whereas the above-captioned action having come before this Court, and the matter having come before the Honorable Lewis A. Kaplan, United States District Judge, and the Court, on September 9, 2015, having rendered its Order granting the motions of (1) the Underwriter Defendants to dismiss counts III and IV of the second amended class action complaint [DI 87], and (2) the Fairway Defendants and the Sterling Defendants to dismiss the second amended complaint [DI88] as recommended by Magistrate Judge Andrew J. Peck in a report and recommendation dated August 19, 2015, to which no objections have been filed, and directing the Clerk to enter judgment and close the consolidated case and those consolidated therein (14-cv-1015, 14-cv-1786), it is,

ORDERED, ADJUDGED AND DECREED: That for the reasons stated in the Court's Order dated September 9, 2015, the motions of (1) the Underwriter Defendants to dismiss counts III and IV of the second amended class action complaint [DI 87], and (2) the Fairway Defendants and the Sterling Defendants motion to dismiss the second amended complaint [DI 88] are granted as recommended by Magistrate Judge Andrew J. Peck in a report and recommendation dated August 19, 2015, to which no objections have been filed; accordingly, the consolidated case and those cases consolidated therein (14-cv-1015, 14-cv-1786) are closed.

Dated: New York, New York
September 10, 2015

RUBY J. KRAJICK

Clerk of Court

BY:

Deputy Clerk

**THIS DOCUMENT WAS ENTERED
ON THE DOCKET ON _____**